Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014

Message Text

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C O N F I D E N T I A L STATE 015563

FROM ANDREWS FOR WORTZEL

E.O. 11652: GDS

TAGS: OGEN

SUBJECT: OFFICIAL/INFORMAL

KRSKO -
1. WE HAVE BEEN TRYING TO PROMPT OES TO GET OUT RESPONSE TO BELGRADE 288, BUT SINCE IT APPEARS THAT IT WON'T MAKE IT TODAY EITHER, I WOULD LIKE TO SUPPLY YOU WITH SOME OF THE ANSWERS YOU REQUESTED,
THE MAJOR PROBLEM IN CLEARING THE OPEN CHANNEL MESSAGE IS THAT THERE IS CONSIDERABLE UNCERTAINTY OVER THE INDIAN HEAVY WATER CASE. (I HAVE URGED NOSENZO TO RESPOND ON ALL THE OTHER POINTS SEPARATELY.)

2. THERE IS NO PROBLEM IN REASSURING KLJUN ON AN MFN CLAUSE. NOSENZO DID INDEED AGREE TO PROVIDE MFN STATUS TO YUGOSLAV-IA WITH REGARD BOTH TO THE CONDITIONS COVERING USE OF NON-US FUEL AND TO THE COMMERCIAL TERMS COVERING USFUEL AND CONFIDENTIAL

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ENRICHMENT SERVICES. THESE ASSURANCES APPEARED, ALBEIT IN SOMEWHAT DIFFERENT LANGUAGE, IN THE NOSENZO DISCUSSION PAPER.

3. KLJUN'S COMMENTS ON THE 30-YEAR SUPPLY AGREEMENT SUGGEST THAT DESPITE HIS APPARENT COOLNESS TO THIS IDEA IN WASHING-TON, HE MAY NOW HAVE DECIDED IT HAS A BETTER CHANCE TO FLY

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THAN OPTION C.III. IN ANY CASE, DEPARTMENT IS PREPARED TO ACCEPT YUGOSLAV COMMITMENT TO AN ADDITIONAL 20 YEARS AS SATISFYING OUR IMMEDIATE CRITERIA.

4. THERE IS USEFUL PRECEDENT IN THE INDIAN TARAPUR CASE FOR THE 30-YEAR OPTION WITH YUGOSLAVIA. NOSENZO, AFTER CONSULTATIONS WITH THE NRC, HAS OBTAINED FULL DEPARTMENTAL APPROVAL TO RECOMMEND TO THE NRC APPROVAL FOR THE FUEL LICENSE FOR TARAPUR. THIS IS BASED ON THE FACT THAT THE BILATERAL COVERING TARAPUR (AND ONLY TARAPUR) PROVIDES THE US WITH PRIOR APPROVAL RIGHTS ON REPROCESSING AND TRANSFER AND COMMITS INDIA TO USE US FUEL ONLY IN TARAPUR. THUS, A YUGOSLAV WILLINGNESS TO SIGN ON FOR AN ADDITIONAL 20 YEARS ON KRSKO WOULD, IN FACT, BE WEAKER THAN THE INDIAN COMMITMENT ON TARAPUR. SAM IS POUCHING OUT TO ED MALLOY A COPY OF A 1963 US-INDIA BILATERAL. A FINAL NOTE ON TARAPUR: THE EXECUTIVE BRANCH RECOMMENDATION HAS NOT YET GONE TO THE NRC, BUT NOSENZO FEELS THAT NRC APPROVAL IS A NEAR CERTAINTY.

5. WE FULLY AGREE THAT WE SHOULD TRY OUR BEST TO WRAP UP KRSKO BEFORE TITO BUT, GIVEN THE YUGOSLAVS APPARENT IEF THAT THEY CAN GET MORE FROM CARTER THAN FROM THE BUREAUCRACY, WE MAY HAVE TO LIVE WITH THIS ON THE AGENDA. CHRISTOPHER

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